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1654

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number 10/021,168

Filing Date December 11, 2001

First Named Inventor Stephen R. Gorfine

Art Unit 1654

Examiner Name Christopher Robin Tate

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MAR 12 2003

TECH CENTER 1600/2900

Attorney Docket Number 010692-004531US

ENCLOSURES (Check all that apply)

- Fee Transmittal Form
- Fee Attached
- Response to Restriction Requirement
- After Final
- Affidavits/declaration(s)
- Extension of Time Request
- Express Abandonment Request
- Information Disclosure Statement
- Certified Copy of Priority Document(s)
- Response to Missing Parts/ Incomplete Application
- Response to Missing Parts under 37 CFR 1.52 or 1.53

- Drawing(s)
- Licensing-related Papers
- Petition
- Petition to Convert to a Provisional Application
- Power of Attorney, Revocation Change of Correspondence Address
- Terminal Disclaimer
- Request for Refund
- CD, Number of CD(s)

- After Allowance Communication to Group
- Appeal Communication to Board of Appeals and Interferences
- Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- Proprietary Information
- Status Letter

Other Enclosure(s)
(please identify below):

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Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual	Townsend and Townsend and Crew LLP Frank J. Mycroft	Reg. No. 46,946
Signature		
Date	February 27, 2003	

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: February 27, 2003

Typed or printed	Masha M. Martinenko		
Signature		Date	February 27, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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By: Masha M. Martinenko
Masha M. Martinenko

PATENT
Attorney Docket No.: 010692-004531US

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Stephen R. Gorfine

Application No.: 10/021,168

Filed: December 11, 2001

For: NITRIC OXIDE DONOR
COMPOSITION AND METHOD FOR
TREATMENT OF ANAL DISORDERS

Examiner: Christopher Robin Tate

Art Unit: 1654

RESPONSE TO RESTRICTION
REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the communication mailed on January 29, 2003, Applicant elects Group I drawn to a kit.

REMARKS

In order to expedite prosecution of the present application, Applicant has elected Group I without acquiescing to the position of the Examiner with respect to the propriety of the restriction requirement. Applicant understands that this election would not prejudice its rights to pursue the claims of Group II and III in a divisional application. Applicant further understands that the claims of Group II and III remain in the application and thus satisfy the requirements of 35 U.S.C §135(b) with respect to any potential interference with U.S. Patent No. 6,159,944 to Fogel.